



Date: January 1, 2018
To: Medical Cannabis Dispensaries
From: Ajay Kolluri, Assistant to the City Manager
Subject: Testing, Packaging and Labeling Cannabis Products

The following memorandum outlines key requirements for cannabis testing, packaging and labeling that Dispensaries must follow beginning January 1, 2018. The City of Long Beach ("the City") has chosen to highlight these regulations due to their significance in protecting the health and safety of Long Beach patients, residents and visitors. This document should not be interpreted as a comprehensive summary of all regulations that Dispensaries must follow to remain in compliance with California state laws ("State") and local laws. For a complete list of Dispensary operating conditions, businesses should refer to the following resources:

- Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA)
- California Code of Regulations (CCR)
- Long Beach Municipal Code (LBMC)

The City will enforce these regulations through routine inspections of licensed Dispensaries. Failure to comply with State and local law will result in criminal, administrative and/or civil penalties including, but not limited to, revocation of the business license.

Cannabis Testing

Pursuant to Long Beach Municipal Code (LBMC) Section 5.90.060, all licensed Medical Cannabis Dispensaries ("Dispensaries") in the City are required to have representative samples of any medical cannabis that will be sold by the business analyzed and tested by an independent laboratory for concentration, pesticides, mold and other contaminants regulated under local, state, or federal law. The sale of untested medical cannabis products is a violation of LBMC Chapter 5.90.

Beginning January 1, 2018, all cannabis and cannabis products sold at a Dispensary must be purchased from a Distributor. Under state law, Distributors are responsible for ensuring that cannabis and cannabis products are tested by an independent laboratory for concentration of compounds, pesticides, mold and other contaminants. Cannabis or cannabis products obtained from a licensed Distributor do not need to be re-tested by a Dispensary, and may be sold by a Dispensary without sending representative samples to an independent laboratory for analysis.

Cannabis and cannabis products held in inventory prior to January 1, 2018 that do not meet these testing requirements shall have a label affixed to each package that clearly states the following: *"THIS*

PRODUCT HAS NOT BEEN TESTED AS REQUIRED BY THE MEDICINAL AND ADULT-USE CANNABIS REGULATION AND SAFETY ACT."

Cannabis Labeling

Beginning January 1, 2018, all cannabis and cannabis product labels and inserts shall comply with the following requirements:

- All applicable requirements pursuant to Sections 26070, 26120, 26121 and 26154 of the California Business and Professions Code.
- All other requirements for cannabis goods specified in the California Code of Regulations by the Bureau of Cannabis Control, the California Department of Public Health, and the Department of Food and Agriculture.

Cannabis goods held in inventory prior to January 1, 2018 that do not meet these labeling requirements may be sold if a sticker with the following warnings is affixed to the cannabis goods prior to sale by the Dispensary.

- i. The statement "FOR MEDICAL USE ONLY."
- ii. The statement "THIS PRODUCT HAS NOT BEEN TESTED AS REQUIRED BY THE MEDICINAL AND ADULT-USE CANNABIS REGULATION AND SAFETY ACT."
- iii. For cannabis flower: "GOVERNMENT WARNING: THIS PACKAGE CONTAINS CANNABIS, A SCHEDULE I CONTROLLED SUBSTANCE. KEEP OUT OF REACH OF CHILDREN AND ANIMALS. CANNABIS MAY ONLY BE POSSESSED OR CONSUMED BY PERSONS 21 YEARS OF AGE OR OLDER UNLESS THE PERSON IS A QUALIFIED PATIENT. CANNABIS USE WHILE PREGNANT OR BREASTFEEDING MAY BE HARMFUL. CONSUMPTION OF CANNABIS IMPAIRS YOUR ABILITY TO DRIVE AND OPERATE MACHINERY. PLEASE USE EXTREME CAUTION."
- iv. For edibles and other manufactured cannabis products: "GOVERNMENT WARNING: THIS PACKAGE CONTAINS CANNABIS, A SCHEDULE I CONTROLLED SUBSTANCE. KEEP OUT OF REACH OF CHILDREN AND ANIMALS. CANNABIS MAY ONLY BE POSSESSED OR CONSUMED BY PERSONS 21 YEARS OF AGE OR OLDER UNLESS THE PERSON IS A QUALIFIED PATIENT. THE INTOXICATING EFFECTS OF CANNABIS PRODUCTS MAY BE DELAYED UP TO TWO HOURS. CANNABIS USE WHILE PREGNANT OR BREASTFEEDING MAY BE HARMFUL. CONSUMPTION OF CANNABIS IMPAIRS YOUR ABILITY TO DRIVE AND OPERATE MACHINERY. PLEASE USE EXTREME CAUTION."

Cannabis Packaging

Beginning January 1, 2018, all cannabis goods sold at a Dispensary shall be in re-sealable, tamper-evident, child-resistant packaging. Child resistant packaging means the package is designed or constructed to be significantly difficult for children under five years of age to open or otherwise obtain access to the product contained therein within a reasonable time, and shall not be difficult for normal adults to open or obtain access to the product contained therein.

Manufactured cannabis products held in inventory prior to January 1, 2018 that are not in child-resistant packaging may be sold if they are placed into child-resistant packaging by the Dispensary at the time of sale. Dried flower held in inventory prior to January 1, 2018 that is not packaged may be packaged by the Dispensary into individual packages for sale, provided that the packaging is child-resistant.

Dispensaries may not sell an edible cannabis products that exceed 10 milligrams of tetrahydrocannabinol (THC) per serving. All cannabis goods purchased by a customer shall not leave the retailer's premises unless the goods are placed in an opaque exit package.

PLEASE NOTE: Distributors are responsible for the quality assurance review of all packaging and labeling requirements. However, all packaging and labeling of inventory received after January 1, 2018 must meet the requirements of the Medicinal and Adult-Use Cannabis Regulation and Safety Act. Dispensaries should only be purchasing cannabis products from a licensed distributor who complies with these standards to avoid possible penalties and/or revocation of their business license.

For more information, please contact the Medical Cannabis Information Line at (562) 570-5150.